

POST COMMISSION MEETING

**Courtyard Marriott Hotel
1782 Tribute Road
Sacramento, CA 95815
(916) 929-7900**

Thursday, January 22, 2009

ACTION SUMMARY

CALL TO ORDER - 10:00 A.M.

Chair Deborah Linden called the meeting to order at 10:06 a.m.

COLOR GUARD AND FLAG SALUTE

The Color Guard was provided by the Sacramento Police Department.

MOMENT OF SILENCE HONORING THE OFFICERS WHO LOST THEIR LIVES IN THE LINE OF DUTY SINCE THE LAST MEETING

There was a moment of silence for the following officers who lost their lives since the last meeting:

- Deputy Lawrence Canfield of the Sacramento County Sheriff's Department
- Deputy Randy Hamson of the Los Angeles County Sheriff's Department
- Officer Paul Sanders of the California Highway Patrol - Santa Fe Springs Area

ROLL CALL OF COMMISSION MEMBERS

A calling of the roll indicated that a quorum was present.

Members Present:

Deborah Linden	Ron Lowenberg
George Anderson	Jeff Lundgren
Lai Lai Bui	John McGinness
Collene Campbell	Henry Perea
Robert Doyle	Mike Sobek
Bonnie Dumanis	Laurie Smith
Floyd Hayhurst	Gil Van Attenhoven

Members Absent:

Anthony Batts

AUDIENCE INTRODUCTIONS

Members of the audience introduced themselves.

Ramon Barboa, Office of Homeland Security
Alex Bernard, POST Advisory Committee (Public Member)
Jim Bock, POST Advisory Committee (Specialized Law Enforcement)
Ed Bonner, POST Advisory Committee (CSSA)
Ron Cottingham, Peace Officers' Research Association of California
Dan Feldhaus, Certified Shorthand Reporter
Joe Flannagan, POST Advisory Committee Member (PORAC)
Richard Lindstrom, POST Advisory Committee Member (CADA)
Laura Lorman, POST Advisory Committee (WPOA)
Jeff Miller, POST Advisory Committee Member (CPCA)
Brent Newman, POST Advisory Committee Member (CHP)
Jacky Parks, Fresno Police Officers' Association
Michael Schack, Interested Party
Andrea Scharffer, Finance Budget Analyst, Department of Finance
Joe Stilinovich, Long Beach Police Department
Michelle Thompson, San Diego Regional Training Center
Nicki Woods, POST Advisory Committee (COPS)

POST Staff Present:

Paul Cappitelli, Executive Director, Executive Office
Tammura Brown, Test Validation and Development Specialist
Karen Cramer, Budget Officer, Administrative Services Bureau
Ron Crook Director, Television Communications Center, Specialist, Training Program Services Bureau
Alan Deal, Assistant Executive Director, Executive Office
Frank Decker, Bureau Chief, Basic Training Bureau
Michael DiMiceli, Assistant Executive Director, Executive Office
John Dineen, Bureau Chief, Center for Leadership Development
Bryon Gustafson, Law Enforcement Consultant, Training Program Services Bureau
Tami Evans, Senior Consultant, Basic Training Bureau
Karen Hightower, Administrative Assistant, Executive Office
Michael Hooper, Bureau Chief, Training Program Services Bureau
Ken Krueger, Bureau Chief Standards and Evaluation Services Bureau
Thomas Liddicoat, Bureau Chief, Administrative Services Bureau
Sue Oliviera, Special Consultant, Training Program Services Bureau
Edmund Pecinovsky, Bureau Chief, Training Delivery and Compliance Services Bureau
Dick Reed, Assistant Executive Director, Executive Office

Daria Rowert, Executive Secretary, Executive Office
Tom Scheidecker, Senior Consultant, Management Counseling Services Bureau
Stephanie Scofield, Law Enforcement Consultant
Melani Singley, Associate Analyst, Standards and Evaluation Services Bureau
Cheryl Smith, Office Technician, Training Program Services Bureau
Gary Sorg, Law Enforcement Consultant, Training Program Services Bureau
Shelley Spilberg, Supervising Personnel Selection Consultant
Dave Spisak, Bureau Chief, Information Services Bureau
Bob Stresak, Bureau Chief/Legislative Liaison, Executive Office
Elizabeth Wisnia, Personnel Selection Consultant, Standards & Evaluations Bureau
Ron Wood, Bureau Chief, Management Counseling Services Bureau

WELCOMING ADDRESS

Chief Rick Braziel of the Sacramento Police Department gave the welcoming address.

PUBLIC COMMENT

Chair Deborah Linden asked if anyone would like to make comments on any items on the agenda.

Attorney Michael Schack made comments before the Commission.

APPROVAL OF MINUTES

- A. Approval of the minutes of the Thursday, October 23, 2008, Commission meeting held at the Burbank Marriott Hotel and Convention Center, Burbank, CA 91505.

MOTION - Doyle, Second - Campbell, carried unanimously to approve the action summary and minutes of the Thursday, October 23, 2008, Commission meeting held at the Burbank Marriott Hotel and Convention Center, Burbank, CA 91505.

CONSENT

- B.1 Course Certification/Decertification Report

In approving the Consent Calendar, the Commission received the report.

- B.2 POST Reimbursable Program New Agency - San Bernardino Community College District Police Department

The San Bernardino Community College Police Department was seeking entry into the POST Reimbursable Program.

B.3 POST Reimbursable Program Withdrawn Agency - Huntington Beach Union High School District Police Department

The Huntington Beach Union High School District Police Department has withdrawn from the POST Reimbursable Program.

B.4 POST Reimbursable Program Obsolete Agency - Blue Lake Police Department

The Blue Lake Police Department has disbanded and is no longer part of the POST Reimbursable Program.

B.5 POST Reimbursable Program Merged Agencies - Compton CCD PD Merging Into El Camino CCD PD

The Compton Community College District Police Department is merging into the El Camino College Community College Police Department.

B.6 Quarterly Progress Report on POST Strategic Plan Implementation

This was a status report on the POST Strategic Plan. This report is provided to the Commission following review by the Long Range Planning Committee and the Advisory Committee. The report summarizes the progress in researching and implementing the Strategic Plan since the last quarterly meeting.

Of the 36 objectives, staff is reporting that:

25 -- Are in progress of being researched and/or implemented
2 -- Recommended for deletion
9 -- Not addressed at this time
36 -- Total

Two objectives (A.9 and B.6) are recommended for deletion (refer to the corresponding agenda items).

In approving the Consent Calendar, the Commission accepted the quarterly status report of the Strategic Plan and approved deletion of Strategic Plan Objectives *A.9 Establish Basic Academy Report Writing Resources* and *B.6 Study the Feasibility of Upgrading the Present POST Basic Course Certification Review Process*.

B.7 Report on Strategic Plan Objective A.1.02 Regarding Establishing Personality Assessment for Entry-Level Selection

This was a report on the status of Strategic Plan Objective A.1.02 regarding “establishing personality assessment for entry-level selection.”

Pursuant to Strategic Objective A.1.02, in April 2007, the Commission approved a project report resulting from a detailed study which concluded that certain personality traits have been shown to be job-related (i.e., to predict job performance, performance in training, and/or counterproductive behavior on the job). In accepting the report, the Commission directed that a resource guide be developed for agencies in the POST Program that wish to conduct pre-offer personality testing. The resource guide and a companion database of information on specific tests are in the final stages of development and will be presented for Commission approval at the April 2009 Commission meeting.

This item was presented for information only, and no action was required.

B.8 Report on Strategic Plan Objective A.09.08 Regarding Basic Academy Report Writing Resources

This report describes the recently-completed project for creating pre-academy report writing resources for entry-level peace officers. In January 2008, following extensive study, staff reported that while there was resistance to imposing any academy report writing standard, there was strong support for the development of pre-academy report writing resources. Accordingly, the Commission directed staff to compile such resources and provide them as guidance for presenters who wish to voluntarily implement pre-academy assessment and remediation report-writing programs. It is anticipated that providing direction and support for pre-academy assessment and remediation efforts will facilitate early detection and intervention of report-writing deficiencies which will minimize academy failures related to report writing.

This item is completed and is recommended for deletion from the Strategic Plan.

B.9 Report on Strategic Plan Objective C.3 Regarding Development of a Plan to Address Law Enforcement Recruitment

This was an informational report on the status of Strategic Plan Objective C.3 regarding developing a comprehensive plan for POST's role in addressing law enforcement recruitment issues. During 2005-2006, POST conducted three recruitment conferences that addressed a universal challenge facing law enforcement agencies -- recruiting. Subsequent surveying reflected that recruitment and retention remained problematic within California law enforcement agencies, yet half of the agencies surveyed reported they budgeted no money for recruitment; only one quarter had developed plans to address this situation. A final report was compiled which recommended agencies develop a written recruitment strategic plan.

To facilitate development of a strategic plan, an online survey was created for distribution to law enforcement agencies. This survey was piloted via a Recruitment Advisory Committee. The results affirmed that recruitment is a

continuing concern and indicated that many agencies have not yet developed a recruitment strategic plan. In light of this, staff distributed an online survey to obtain information that can be used to develop a recruitment strategic planning resource for use by law enforcement agencies and dispatch centers.

This item was presented for information only, and no action was required.

B.10 Report on Strategic Plan Objective B.2 Regarding Establishing a Best Practices Database

Strategic Plan Objective B.2 requires staff to “establish a searchable database in order to share ‘best practices’ and successes in training that emanate from nominations for the POST Excellence in Training Award.” To that end, staff carefully reviewed all nominations submitted during the years 2005-2007 and selected those topics which would be of greatest interest to law enforcement agencies. The respective nominees were contacted regarding their willingness and ability to participate in the database program. A majority responded affirmatively to share their best practice.

Subsequently, staff researched how these best practices could be made available in the most advantageous manner for law enforcement. It was determined that the ideal location would be within the Learning Portal on the POST Website under a specific identifiable section utilizing existing functionality. As such, this program can be created without any additional expenditure. It is estimated that implementation of this database program will occur in spring 2009.

This item was presented for information only, and no action was required.

B.11 Resolutions

The following individuals were not in attendance and were mailed their resolutions:

- Patricia Cassidy, retired POST employee
- Anna DelPorto, retired POST employee

The following individual was not in attendance but will receive his resolution at the April 2009 Commission meeting:

- Gregory L. Murphy, retired POST employee

MOTION - Lowenberg, Second - Perea, carried unanimously to approve the Consent Calendar as presented.

BASIC TRAINING BUREAU

C. Report on Proposed Changes to the *Training & Testing Specifications for Peace Officer Basic Courses*

As part of an ongoing review of Peace Officer Basic Course content, POST staff and curriculum consultants (academy instructors and other subject matter experts) thoroughly review learning domain (LD) content to determine if revisions are necessary. The Training and Testing Specifications and supporting materials for the learning domains have been updated to reflect emerging training needs, compliance with legislatively-mandated subject matter, changes in the law, or to improve student learning and evaluation.

The proposed changes affect the following learning domains:

LD 4, Victimology/Crisis Intervention
LD 11, Juvenile Law & Procedures
LD 13, ABC Law
LD 16, Search & Seizure
LD 19, Vehicle Operations
LD 22, Vehicle Pullovers
LD 25, Domestic Violence
LD 28, Traffic Enforcement
LD 29, Traffic Collision Investigation
LD 30, Crime Scenes, Evidence, and Forensics
LD 32, Lifetime Fitness
LD 33, Arrest Methods/Defensive Tactics
LD 34, First Aid/CPR
LD 35, Firearms/Chemical Agents

No staff presentation was requested on this item.

MOTION - Dumanis, Second - Sobek, carried unanimously to approve the changes as described in the staff report. If no one requests a public hearing, the changes will become effective July 1, 2009.

D. Strategic Plan Objective B.6.08: Study the Feasibility of Upgrading the Present Basic Course Certification Review Process

The Basic Course Certification Review (BCCR) process has been upgraded and revised by a committee of subject matter experts consisting of academy directors and coordinators. The revised process focuses on existing POST regulations and directives. The BCCR process has been enhanced by the development of a comprehensive *Standards-Based Academy Review Evaluation Form* for use by academies and evaluators, the assignment of additional POST staff to the review team, and the inclusion of trained evaluators from academies to perform in-depth

reviews of skills training and testing. Two other additions were made to the BCCR process: 1) The *Standards-Based Academy Review Manual*, which contains definitions of academy requirements and instructions for use of the evaluation form checklist; and 2) improved accountability procedures (with new deadlines) to ensure academies address the identified areas of non-compliance with POST regulations discovered during a BCCR.

Two pilot academy BCCR reviews using the enhanced format have been completed and evaluated by the committee. Two evaluator training workshops have also been presented. The revised process was presented to the Basic Course Consortium at the December 2008 meeting.

No staff presentation was requested on this item.

MOTION - Lowenberg, Second - Dumanis, carried unanimously to delete Strategic Plan Objective B.6.08 as completed.

STANDARDS AND EVALUATION BUREAU

E. Revision to Peace Officer Selection Standards

The revision of *POST Selection Standards for Peace Officers* was first presented to the Commission in October 2007. At its April 2008 meeting, the Commission deferred the adoption of the proposed regulations to allow time to resolve the issue of the application of these standards to officers who are reinstated to their positions through a local administrative process or through litigation in state or federal court. In July, the Commission received legal advice and assurance that statutory authority exists for the Commission to enact and enforce regulations that prescribe the process by which a department will comply with the selection standards. The Commission subsequently directed staff to work with stakeholders to resolve this issue. To that end, three, one-day stakeholder meetings were convened. A draft resolution to this issue, based on these meetings, was submitted to the Advisory Committee for discussion and feedback at the October 22, 2008, meeting.

The final draft of the entire set of peace officer selection standards was provided, along with a summary of the proposed regulations.

After presentations by Assistant Executive Director Alan Deal, the following occurred:

MOTION - Dumanis, Second - Sobek, carried unanimously to approve, subject to the rulemaking process, the proposed revisions to the peace officer selection standards.

F. Revision to Public Safety Dispatcher Selection Standards

The revision of POST Selection Standards for Public Safety Dispatchers was first presented to the Commission in October 2007. At its April 2008 meeting, the Commission deferred the adoption of the proposed regulations to allow time to resolve the issue of the application of these standards to peace officers who are reinstated to their positions through a local administrative process or through litigation in state or federal court. In July, the Commission directed staff to work with stakeholders to resolve this issue. A draft resolution to this issue was submitted to the Advisory Committee for discussion and feedback at its October 22, 2008, meeting. A provision addressing reinstated public safety dispatchers has been incorporated into these standards as well.

The final draft of the entire set of public safety dispatcher selection standards was provided, along with a summary of the proposed regulations.

Nicki Woods, Advisory Committee Chair, said this item was recommended for approval by the Advisory Committee.

After presentation by Assistant Executive Director Alan Deal, the following occurred:

MOTION - McGinness, Second - Doyle, carried unanimously to approve, subject to the rulemaking process, the proposed revisions to the public safety dispatcher selection standards.

TRAINING PROGRAM SERVICES BUREAU

G. Report on LEDS Revitalization

This was a report regarding the acquisition of driving simulators as approved by the Commission at its October 2008 meeting. POST had suspended efforts to repair and/or purchase LEDS equipment in 2007 until research could be conducted on the effectiveness of driving simulator training. The research was completed and the *Driver Training Study, Volume I* report delivered to the Commission at its October 2008 meeting. The research findings reflected a strong correlation between driving simulator training and reduction in traffic collisions for officers. Based on the research study and report, the Commission voted unanimously to move forward with the replacement of driving simulators.

Previously, the Commission and the Department of Finance authorized the continuous annual expenditure of \$2,050,000 to support the driving simulator training program. The plan has been, and continues to be, to finance the purchase of the simulators over five years.

Although the numbers and configurations may change before going out to bid, equipment acquisition is anticipated to entail:

- Twenty-one stationary sites with either four or eight student pods capable of training eight or sixteen students at one time.
- One mobile unit with four student pods capable of training eight students at one time.
- Four mobile units with two student pods capable of training four students at one time.

Based on current projected timelines, it is anticipated that all sites will be up and running with new equipment by April 2010. Since this will be a phased-in process, some sites could be fully operational as soon as May or June of 2009.

Nicki Woods, Advisory Committee Chair, said this item was recommended for approval by the Advisory Committee.

No presentation was requested on this item.

MOTION - Sobek, Second - Hayhurst, carried unanimously to approve the plan for driving simulator acquisition and placement as detailed in the staff report.

H. Request to Contract for Further Data Analysis for the Driver Training Study

The initial report on driver training—*Driver Training Study Volume I*—has been completed and approved by the Commission. It contains a number of analyses assessing the effect of various methods/types of driver training on peace officer collision rates. These analyses were informative and assisted the Commission in allocating resources for driver training; however, several important areas of inquiry remain. Additional statistical analysis will provide more information about why some training methods/types are associated with better outcomes (i.e., fewer collisions). Additionally, further analysis will likely reveal differences among presenters of the same driver training course and lead to the identification of model programs.

Staff recommends contracting with a highly-qualified researcher/statistician with knowledge of criminal justice programs and law enforcement operations to complete additional analysis. The analysis will be conducted on POST training records in correlation with previously collected DMV collision data. The contract for analysis will be in an amount not to exceed \$23,000. Staff will develop parameters for this analysis in conjunction with the Vehicle Operations Training Advisory Council and other stakeholders.

No staff presentation was requested on this item.

MOTION - Sobek, Second - Campbell, carried unanimously by **ROLL CALL VOTE** to authorize the Executive Director to enter into a contract with an individual/entity to perform specified data analysis in an amount not to exceed \$23,000.

I. Report on Strategic Plan Objective C.4 Regarding the Feasibility of Awarding College Credit for POST Training Courses

This was a report on staff's work and current plan regarding Strategic Plan Objective C.4 – Study the feasibility of awarding college credit for POST's select training courses (e.g., IDI, SBSLI, and Command College).

In consideration of previous experience with the concept, staff has explored direct and indirect means for college credit to be granted for POST courses. The following initial concerns which were most pertinent to POST when the concept was extensively reviewed in the mid-1990s remain relevant: 1) curriculum content, 2) method of presentation, and 3) control (i.e., POST's ability to effect a timely modification to curriculum after a college has accredited it).

Many POST students are pursuing undergraduate and graduate credit and degrees. In support of these goals, staff has compiled information from various colleges and universities that provide opportunities for POST students. Staff has organized these resources which will be hosted on the POST Website to make this information readily accessible. Whether or not staff is able to identify a viable direct means for college credit to be awarded for POST courses, this Web resource will facilitate students locating indirect credit. The actions being undertaken by POST staff conform with a previous recommendation made by the Commission.

No presentation was requested on this item.

MOTION - Perea, Second - Van Attenhoven, carried unanimously to approve the concepts detailed in the staff progress report on awarding college credit for POST training courses.

J. Report on Acceptance of Cal/EPA Grant

Penal Code Section 14314(a), the *Local Environmental Enforcement and Training Programs* statute, enables Cal/EPA to annually grant POST up to \$100,000 for the development of training on environmental crime for local and state peace officers.

In 2004, POST received a grant of \$35,151 from Cal/EPA from the Environmental Crimes and Training fund in furtherance of production of a video on environmental crimes awareness. For the past three fiscal years, POST has annually received \$100,000. The funding was applied toward expenses for staff

and further development of training on environmental crime investigation. POST's allocation for FY 2008-09 was reduced to \$32,000 due to a funding shortfall experienced by Cal/EPA.

No presentation was requested on this item.

MOTION - Dumanis, Second - McGinness, carried unanimously by **ROLL CALL VOTE** to authorize the Executive Director to: 1) accept up to \$100,000 of Cal/EPA grant funding for the 2009-10 Fiscal Year and 2) contract with an entity for continued development and delivery of training related to environmental crimes and regulatory enforcement.

K. Contract Extension for Learning Portal Support and Maintenance

In January 2007, the Commission approved the current support and maintenance contract with Allen Communications Learning Services. The contract is due to end June 30, 2009. This request was to extend the contract to December 31, 2009. The extension would allow for future contract renewals to occur off the fiscal year cycle, thus avoiding complications due to state budget delays. The Department of General Services has recommended that in the future POST combine this contract with the existing hosting contract which ends December 31, 2009.

MOTION - Lundgren, Second - Hayhurst, carried unanimously by **ROLL CALL VOTE** to authorize the Executive Director to extend the current support and maintenance contract with Allen Communications Learning Services to December 31, 2009, in an amount not to exceed \$12,000.

L. Proposed Regulation on SWAT Training Courses

AB 991 (Negrete McLeod - 2004) added Penal Code (PC) §13514.1, which directed POST to develop guidelines and standardized training recommendations for law enforcement officers, supervisors, and managers whose agency assigns them to perform, supervise, or manage Special Weapons and Tactics (SWAT) operations. The legislation/law required that the guidelines be made available by July 1, 2005, for law enforcement agencies that conduct SWAT operations.

PC §13514.1(c) required the standardized training recommendations to include initial training requirements for SWAT operations, refresher or advanced training for experienced SWAT members, and supervision and management of SWAT operations.

The *SWAT Operational Guidelines and Standardized Training Recommendations* were developed and presented to the Commission as an agenda item at its

April 21, 2005, meeting, where they were unanimously approved. As required by law, these guidelines were made available for use by law enforcement agencies that conduct SWAT operations in July 2005.

However, the course curricula topics and training hours for the following SWAT training courses were not subsequently incorporated into regulation:

- (1) Special Weapons and Tactics Team Training, Basic Course
- (2) Special Weapons and Tactics Team Training Update
- (3) Special Weapons and Tactics Team Training, Supervision and Management of SWAT Operations.

As a matter of practice, legislative training requirements are incorporated as regulations within the *POST Administrative Manual (PAM)*.

MOTION - Dumanis, Second - McGinness, carried unanimously to revise/amend *PAM* Section 1081 pursuant to the rulemaking process and the Office of Administrative Law. If no one requests a public hearing, the amendments would become effective July 1, 2009.

M. Contract Modification for Management Fellow

NOTE: ITEM DELETED BY STAFF - NO ACTION TAKEN.

The Training Program Services Bureau Management Fellow is assigned to monitor, assist, and develop programs for the VAWA grant, Cal/EPA grant, and the Museum of Tolerance. In the past, the funding for the Management Fellow has been shared with POST, the VAWA grant, and the Cal/EPA grant.

During October 2008, Cal/EPA informed POST that the anticipated FY 2008/09 allocation of \$100,000 grant funding had to be reduced to \$32,000. The Cal/EPA share of funding for the Management Fellow was to have been \$49,000, with the remaining \$51,000 going toward the contracted development of an online course on investigation of environmental crime. Given the two-thirds reduction in the allocation from Cal/EPA, there is nothing that can be applied to the funding of the Management Fellow. The online training course is already contracted and development is well underway; thus, the entire \$32,000 must be applied to the course.

N. Report on Acceptance of Homeland Security Funds for State and National Delivery of Telecourses

Staff recommends that POST, in cooperation with the Governor's Office of Homeland Security, provide POST-developed telecourses via the Learning Portal in an amount not to exceed \$150,000. For the past eight years the Commission has developed terrorism training in the form of DVD-based programs that were

distributed to state member agencies. Nationwide distribution has been limited by cost; although, Homeland Security ultimately paid for the programs. POST's curriculum development methodology, rapid distribution, subject relevancy, and award-winning quality now leave the Commission in possession of a substantial collection of Homeland Security-related telecourse programs.

The \$150,000 will be used to develop a state-of-the-art, video-on-demand Internet video player capable of interfacing with the POST Learning Portal. Development will include sample assessment mechanisms. The cost will include a facilitator's window for delivery of interactive classroom training sessions. The system will include a recordkeeping function.

No staff report was requested on this item.

MOTION - McGinness, Second - carried unanimously by **ROLL CALL VOTE** to: 1) accept \$150,000 of AB 587 anti-terrorism training funds to facilitate the delivery of 12 Homeland Security telecourses via the California POST Learning Portal; and 2) authorize the Executive Director to augment an existing agreement with the University of California, Irvine to manage terrorism telecourse delivery on behalf of POST, in an amount not to exceed \$150,000.

COMMITTEE REPORTS

O. Long Range Planning Committee

Chair Deborah Linden referred members to the Long Range Planning Committee minutes under Tab O. The meeting was held on December 11, 2008, at POST, 1601 Alhambra Boulevard, Sacramento, CA 95816.

P. Finance Committee

Mike Sobek, Acting Chair of the Finance Committee, and Assistant Executive Director Dick Reed reported on the results of the Committee meeting held on Wednesday, January 21, 2009, in Sacramento.

MOTION - McGinness, Second - Dumanis, carried by **ROLL CALL VOTE** to approve recurring contract items as presented on the Finance Committee agenda. (Abstention - Lowenberg on A-2, A-6, and A-18, Abstention - Anderson and Van Attenhoven on A-11.)

Q. Advisory Committee

Nicki Woods, Chair of the POST Advisory Committee, reported on the results of the Advisory Committee meeting held on Wednesday, January 21, 2009, in Sacramento. She also reported on the results of the Advisory Committee awards review process that took place on Tuesday, January 20, 2009, in Sacramento and

make recommendations to the Commission on behalf of the Advisory Committee regarding the nominees for the *POST Excellence in Training Award* and the *O.J. "Bud" Hawkins' Exceptional Service Award*. (**NOTE: See Old/New Business - Item T.**)

R. Legislative Review Committee

Commissioner Lai Lai Bui, Chair of the Legislative Review Committee, gave a report on the results of the Legislative Review Committee meeting held on Thursday, January 22, 2009, in Sacramento.

Lai Lai Bui advised that there is proposed legislation that would assist peace officer applicant background investigators. This legislation seeks to effect a technical change in law to allow background investigators to access DOJ records of peace officer applications to multiple law enforcement agencies. This legislation will be carried by ASM Jose Solorio, the chair of ASM Public Safety.

MOTION - Hayhurst, Second - Doyle, carried unanimously to approve that staff move forward to meet the submittal deadline for legislation with the caveat that staff and stakeholders will receive the legislation for review as soon as the language is drafted.

Executive Director Cappitelli reminded Commissioners that in regard to the legislation, as a point of order, no policy decisions can be made between Commission meetings.

S. Correspondence

Letter From Executive Director Cappitelli to:

- Sheriff John McGinness of the Sacramento County Sheriff's Department, expressing sympathy over the tragic, on-duty death of Deputy Lawrence Canfield.
- Sheriff Lee Baca of the Los Angeles County Sheriff's Department, expressing sympathy over the tragic, on-duty death of Deputy Randy Hamson.
- Commissioner Joseph A. Farrow of the California Highway Patrol expressing sympathy over the tragic, on-duty death of Officer Joseph Paul Sanders.

T. Old Business

- Gaming Project Contract Update

Alan Deal, Assistant Executive Director, as a result of non-performance on the part of the vendor, advised that the contract to develop assessment and

remediation gaming software has been terminated. Prior to the contract termination, the vendor produced and was paid for several usable products including a project plan, detailed analysis report, goals and objectives, detailed interface options, and a partially-completed design document. POST is preparing a vendor solicitation to acquire a new vendor to finish the project using remaining funds.

U. New Business

BUD HAWKINS EXCEPTIONAL SERVICE AWARD

In regard to the *O.J. Bud Hawkins Award*, Advisory Chair Nicki Woods reported that the Advisory Committee selected an individual as the recipient of the award. After discussion, the Commission selected another individual, Sheriff Bill Kolender, as the recipient.

MOTION - McGinness, Second - Smith, carried 10-4 by **ROLL CALL VOTE** to present the 2008 *O.J. Bud Hawkins Award* to Sheriff Bill Kolender.

2008 POST EXCELLENCE IN TRAINING AWARDS

In regard to the POST Excellence in Training Award, Chair Nicki Woods reported the following recommended recipients:

Individual Achievement

Winner - Gail Jones, Senior Community services Liaison for College Hospital

Runner-up - Tony Farrar, Captain with the Rialto Police Department.

MOTION - Sobek, Second - McGinness, carried unanimously to award the *Individual Achievement Award* to Gail Jones as recommended by the Advisory Committee.

Organizational Achievement

Winner - Rio Hondo College Regional Law Enforcement Training Center

Runner-up - Fairfield Police Department

MOTION - Lowenberg, Second - Perea, carried unanimously to award the Rio Hondo College Regional Law Enforcement Training Center the *Organizational Achievement Award*.

Lifetime Achievement

Winner - Gordon Graham, Cavanaugh and Associates

Runner-up - Alan Green, Sergeant with the Los Angeles Police Department

MOTION - McGinness, Second - Dumanis, carried unanimously to award Gordon Graham of Cavanaugh and Associates the *Lifetime Achievement Award*.

NOMINATION OF NEW ADVISORY COMMITTEE MEMBER

Assistant Executive Director Alan Deal reported that Bill Dooley, who represented California Association of Police Training Officers (CAPTO) on the POST Advisory Committee, has resigned. CAPTO Executive Director Jalaine C. Hogue, on behalf of the organization, recommended that Tim Willmore be appointed to complete the current term as the CAPTO representative on the POST Advisory Committee.

MOTION - Lundgren, Second - McGinness, carried unanimously to appoint Tim Willmore to the POST Advisory Committee as the CAPTO representative.

SELECTION OF NOMINATING COMMITTEE FOR FY 2009-2010

Chair Deborah Linden selected the following members for the nominating committee for FY 2009-2010:

Committee members include Chair Linden and Commissioners Ron Lowenberg, Henry Perea, and Gil Van Attenhoven.

FORMAT FOR DISBURSING MEETING MATERIALS

Executive Director Paul Cappitelli advised that staff will send a survey to Commissioners to determine in what format they would like to receive meeting materials; e.g., electronic or hard copy. He said survey results will be reported at the April Commission meeting.

NEXT LONG RANGE PLANNING COMMITTEE MEETING

The next Long Range Planning Committee meeting will be held on Thursday, March 12, 2009, at POST, 1601 Alhambra Boulevard, Sacramento, CA 95816.

FUTURE COMMISSION DATES

April 23, 2009 - Courtyard Marriott, Sacramento
July 23, 2009 - Courtyard Marriott, Sacramento
October 22, 2009 - Courtyard Marriott, Sacramento

BREAK - 12:25 p.m.

CLOSED SESSION CONVENED - 12:30 p.m.

Adjourned to Closed Session to discuss possible POST litigation.

RECONVENE OPEN SESSION - 1:08 p.m.

Vince Scally, POST Legal Counsel, announced that relative to potential POST litigation, he will work with staff and the complainant to resolve the issue outside the court system.

ADJOURNMENT - 1:10 p.m.

Respectfully submitted,

Karen Hightower
Administrative Assistant